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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CAMILO Q. PRIMERO and
AURORA S. BELTRAN,

Defendants.

CASE NO. 2:17-cr-00205-APG-GWF

ORDER

**STIPULATION AND ORDER TO ENLARGE TIME WITHIN WHICH DEFENDANTS
MAY FILE THEIR MOTION FOR REVOCATION OF MAGISTRATE'S ORDER OF
DETENTION PENDING TRIAL**

(FIRST REQUEST)

IT IS HEREBY STIPULATED AND AGREED by and between Defendant Aurora S. Beltran, by and through her attorneys, Michael V. Cristalli, Esq. and Vincent Savarese III, Esq. of the law firm of Gentile Cristalli Miller Armeni Savarese; Defendant Camilo Primero, by and

1 through his attorneys, Jeffrey B. Setness, Esq., of the law firm of Fabian VanCott and William
2 McMurrey, Esq., (*Pro Hac Vice*) of the law firm of Oberheiden & McMurrey, LLP; and
3 Plaintiff United States of America, by and through Dayle Elieson, United States Attorney for
4 the District of Nevada and Patrick Burns, Assistant United States Attorney, that the time within
5 which Defendants may file their motion pursuant to Title 18, United States Code (“U.S.C.”),
6 Section 3145(b) for revocation of the Order of the United States Magistrate Judge detaining
7 them pending trial in this matter [DKT 62] be enlarged for a period of one week, up to and
8 including March 21, 2018.

9 This Stipulation is entered into for the following reasons:

10 1. On February 28, 2018, following a hearing on the Government’s Second Motion to
11 Revoke Pretrial Release And Detain Defendants Primero And Beltran Pending Trial [DKT 56],
12 Magistrate Judge George Foley, Jr. ordered that Defendants Aurora S. Beltran and Camilo Q.
13 Primero be detained pending trial in this matter and remanded them to custody forthwith [DKT
14 62].

15 2. In order to prepare their motion pursuant to 18 U.S.C. Section 3145(b) for revocation of
16 that Order, Defendants’ counsel must obtain the transcript of the February 28, 2018 hearing
17 before the magistrate judge.

18 3. Pursuant to Local Rule IB 3-2, Defendants’ motion for revocation of the magistrate
19 judge’s detention order is currently due to be filed on or before March 14, 2018.

20 4. On March 5, 2018, counsel for Defendant Beltran requested that a transcript of the
21 February 28, 2018 hearing before the magistrate judge be prepared by the court reporter on an
22 expedited basis, but have been advised by the court reporter that, even on an expedited basis,
23 the transcript of the hearing cannot be made available to counsel until March 12, 2018.

24 5. This will not allow defense counsel adequate time within which to properly prepare
25 Defendants’ motion for revocation of the magistrate judge’s detention order notwithstanding
26 the exercise of due diligence.

27 6. The additional time requested herein is not sought for purposes of delay and the denial
28 of this request for a continuance could result in a miscarriage of justice;

1 7. For all the above-stated reasons, the ends of justice would be best served by the
2 enlargement of time requested.

3 8. This is the first request for an enlargement of time within which Defendants may file
4 their motion for revocation of the magistrate's Order of detention in this matter.

5 DAYLE ELIESON
6 UNITED STATES ATTORNEY
DISTRICT OF NEVADA

GENTILE CRISTALLI
MILLER ARMENI SAVARESE

7 DATED this 7th day of March, 2018.

DATED this 7th day of March, 2018.

8 /s/ Patrick Burns
9 PATRICK BURNS
10 Assistant United States Attorney
Attorney for Plaintiff,
UNITED STATES OF AMERICA

/s/ Vincent Savarese III
MICHAEL V. CRISTALLI
VINCENT SAVARESE III
Attorneys for Defendant,
AURORA S. BELTRAN

11 FABIAN VANCOTT

12 DATED this 7th day of March, 2018.

13 /s/ Jeffrey B. Setness
14 JEFFREY B. SETNESS

15 OBERHEIDEN & MCMURREY, LLP

16 WILLIAM MCMURREY (*Pro Hac Vic*)
17 Attorneys for Defendant,
CAMILO Q. PRIMERO

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

CASE NO. 2:17-cr-00205-APG-GWF

4 Plaintiff,

5 vs.

6 CAMILO Q. PRIMERO and
7 AURORA S. BELTRAN,

8 Defendants.

9 **FINDINGS OF FACT, CONCLUSION OF LAW AND ORDER**

10 Based on the pending Stipulation of counsel, and good cause appearing therefor, the
11 Court hereby finds that:

12 **CONCLUSIONS OF LAW**

13 Based on the fact that counsel have agreed to a continuance, the Court hereby
14 concludes that:

15 1. On February 28, 2018, following a hearing on the Government's Second Motion to
16 Revoke Pretrial Release And Detain Defendants Primero And Beltran Pending Trial [DKT 56],
17 Magistrate Judge George Foley, Jr. ordered that Defendants Aurora S. Beltran and Camilo Q.
18 Primero be detained pending trial in this matter and remanded them to custody forthwith [DKT
19 62].

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21 that Order, Defendants' counsel must obtain the transcript of the February 28, 2018 hearing
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25 4. On March 5, 2018, counsel for Defendant Beltran requested that a transcript of the
26 February 28, 2018 hearing before the magistrate judge be prepared by the court reporter on an
27 expedited basis, but have been advised by the court reporter that, even on an expedited basis,
28 the transcript of the hearing cannot be made available to counsel until March 12, 2018.

5. This will not allow defense counsel adequate time within which to properly prepare Defendants' motion for revocation of the magistrate judge's detention order notwithstanding the exercise of due diligence.

6. The additional time requested herein is not sought for purposes of delay and the denial of this request for a continuance could result in a miscarriage of justice;


7. For all the above-stated reasons, the ends of justice would be best served by the enlargement of time requested.

8. This is the first request for an enlargement of time within which Defendants may file their motion for revocation of the magistrate's Order of detention in this matter.

ORDER

IT IS HEREBY ORDERED that the deadline for the Defendants to file their motion for revocation of the magistrate's Order of detention in this matter [DKT 62] is extended until March 21, 2018.

Dated: March 8, 2018.



ANDREW P. GORDON
UNITED STATES DISTRICT COURT JUDGE
CASE NO.: 2:17-cr-00205-APG-GWF